

IN THE CIRCUIT COURT OF THE Second JUDICIAL CIRCUIT
Richland COUNTY

MYRA ADKINS,
 Plaintiff

vs.

WAL-MART, INC., D/B/A WAL-MART STORES, INC.,
 an Illinois Corporation

No. 2018-L-10

SUMMONS

To each defendant: Walmart, Inc., d/b/a Walmart Stores, Inc., an Illinois Corporation, c/o CT Corporation System,
 208 S. LaSalle Street, Suite 814, Chicago, Illinois, 60604

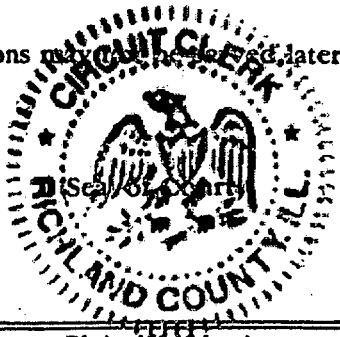
You are summoned and required to file an answer in this case, or otherwise file your appearance in the Office of
 the Clerk of this Court Richland County Courthouse building, room _____,
103 W. Main Street, Olney, IL 62450 , Illinois, within 30 days after service of this summons,
 (Address) (City)

not counting the day of service. IF YOU FAIL TO DO SO, A JUDGEMENT OR DECREE BY DEFAULT MAY BE TAKEN
 AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT.

To the officer:

This summons must be returned by the officer or other person to whom it was given for service, with indorse-
 ment of sevice and fees, if any, immediately after service. If service cannot be made, summons shall be returned so
 indorsed.

This summons may not be served later than 30 days after its date.



WITNESS 8-28, 2019

Zachary R. Holder
 (Clerk of the Circuit Court)
 By: /s/ Stacey Hunley
 (Deputy)

(Plaintiff's Attorney or Plaintiff if he is not represented by an Attorney)

Name Paul V. Bishop II
 Attorney for Plaintiff
 Address 2001 E. Main Street, PO Box 398
 City Olney, IL 62450
 Telephone 618-393-2183

SHERIFF'S FEES

Service and return \$ _____
 Miles
 Total \$ _____

Sheriff of _____ County

I certify that I served this summons on defendants as follows:

(a) - (Individual defendants - personal):

(The officer or other person making service, shall (a) identify as to sex, race and approximate age of the defendant with whom he left the summons, and (b) state the place where (whenever possible in terms of an exact street address) and the date and time of day when the summons was left with the defendant.)

NAME OF DEFENDANT _____

DATE SERVED _____

TIME SERVED _____

SEX _____

RACE _____

APPROX. AGE _____

OR DOB _____

PLACE OF SERVICE _____

HOME ADDRESS _____

(b) - (Individual defendants - abode):

By leaving a copy of this summons and a copy of the complaint at the usual place of abode of each individual defendant with a person of his family, of the age of 13 years or upwards, informing that person of the contents of the summons.

(The officer or other person making service, shall (a) identify as to sex, race and approximate age of the person, other than the defendant, with whom he left the summons, and (b) state the place where (whenever possible in terms of an exact street address) and the date and time of day when the summons was left with such person.)

NAME OF PERSON SERVED _____

DATE SERVED _____

TIME SERVED _____

SEX _____

RACE _____

APPROX. AGE _____

OR DOB _____

PLACE OF SERVICE _____

And also by sending a copy of the summons and of the complaint in a sealed envelope with postage fully prepaid, addressed to each individual defendant at his usual place of abode, as follows:

Name of defendant

Mailing address

Date of mailing

_____	_____	_____
_____	_____	_____
_____	_____	_____

(c) - (Corporation defendants)

By leaving a copy of this summons and a copy of the complaint with the registered agent, the officer or agent of each defendant corporation, as follows:

Defendant corporation

Registered agent, officer or agent

Date of service

_____	_____	_____
_____	_____	_____
_____	_____	_____

(d) - (Other service):

Sheriff of _____ County

By: _____
 (Deputy)

STATE OF ILLINOIS)
) SS
COUNTY OF RICHLAND)

Zachary R. Holden

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
RICHLAND COUNTY, OLNEY, ILLINOIS**

MYRA J. ADKINS,

Plaintiff,

vs.

No. 18-L- 10

**WAL-MART, INC. D/B/A WAL-MART
STORES, INC.,**

Defendant.

COMPLAINT AT LAW

The Plaintiff, **MYRA J. ADKINS**, by and through her attorney, **PAUL V.**

BISHOP II, and complaining of the Defendant, **WAL MART, INC. D/B/A WAL-
MART STORES, INC.**, states as follows:

1. That on and prior to January 4, 2017, the Defendant, **WAL-MART, INC.,
D/B/A WAL-MART STORES, INC.**, held themselves out as a retail operating open to
the general public and conducting business in Olney, Richland County, Illinois.

2. That on or about January 4, 2017, the Plaintiff, **MYRA J. ADKINS**, went
to the Defendant's, **WAL-MART, INC., D/B/A WAL-MART STORES, INC.**, store
located at 1001 North West, Olney, Richland County, Illinois, for the purposes of making
purchases and/or returns of retail merchandise and she tripped and fell over a raised metal
and/or plastic strip that was located on the raised walkway area inside the Defendant's
store near the self-checkout lanes and the Plaintiff fell to the ground.

3. That at the said time and place, the Defendant, **WAL-MART, INC.,
D/B/A WAL-MART STORES, INC.**, individually and by virtue of the conduct of its

agents, servants, and/or employees, and any and all other affiliates, had a duty to exercise ordinary care for the Plaintiff's safety and others in entering into the Defendant's store and traveling upon the public areas of the store located at 1001 N. West, Olney, Richland County, Illinois, and to ensure dangerous conditions did not exist on the aforementioned premises under its care and control.

4. That in disregarding the aforementioned duty, the Defendant, **WAL-MART INC., D/B/A WAL-MART STORES, INC.**, individually and by virtue of the conduct of its agents, servants, and/or employees, and any and all other affiliates, was then and there guilty of one or more of the following careless and negligent acts or omissions:

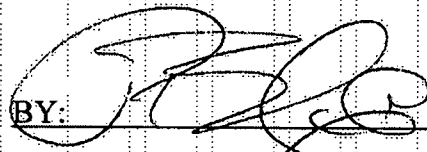
- a. Failed to adequately supervise the condition of the raised walking area near the self-checkout lanes inside the store in that had a raised metal and/or plastic strip that caused the Plaintiff to fall and injure herself and failed to insure that proper safety precautions were followed;
- b. Maintained the raised walking area near the self-checkout lanes inside the store in a way that presented an unreasonable danger to the health and safety of the Plaintiff;
- c. Failed to adequately warn the Plaintiff of the unsafe conditions of the raised walking area near the self-checkout lanes inside the Defendant's store;
- d. Failed to adequately inspect the raised walking area near the self-checkout lanes of the premises to ensure that it was safe for patrons to walk upon;
- e. Failed to remove said raised metal and/or plastic strip at the raised walking area near the self-checkout lanes inside the Defendant's store when they knew or reasonably should have known that the aforementioned condition created an unreasonable risk of harm to persons lawfully walking on said raised walkway area;
- f. Failed to adequately inspect their premises to ensure that an unreasonably dangerous condition did not exist; and

g. Was otherwise careless and negligent.

5. That as a direct and proximate result of one or more of the foregoing negligent acts or omissions of the Defendant, **WAL-MART, INC., D/B/A WAL-MART STORES, INC.**, individually and by virtue of the conduct of its agents, servants, employees, and/or any and all other affiliates, the Plaintiff, **MYRA J. ADKINS**, sustained severe and permanent injuries; was required to seek extensive medical and surgical consultations and treatments; suffered, and will continue to suffer, great pain, anguish, and physical and mental suffering; and has expended, and will in the future expend, great sums of money in attempts to be healed and cured of her maladies.

WHEREFORE, the Plaintiff, **MYRA J. ADKINS**, prays for judgment against the Defendant, **WAL-MART, INC., D/B/A WAL-MART STORES, INC.**, in such amount in excess of this Court's jurisdictional requisite of FIFTY THOUSAND DOLLARS (\$50,000.00) as will fairly and adequately compensate her for his injuries, losses, and damages as hereinabove alleged.

MYRA J. ADKINS, Plaintiff

BY: 

Paul V. Bishop II
Attorney for the Plaintiff

Paul V. Bishop II
Burke and Bishop
2001 E. Main Street
PO Box 398
Olney, IL 62450
618-393-2183
ARDC: 6291403
paulbishop@gmail.com

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT
RICHLAND COUNTY, OLNEY, ILLINOIS

Zachary R. Holder

MYRA J. ADKINS,

Plaintiff

vs.

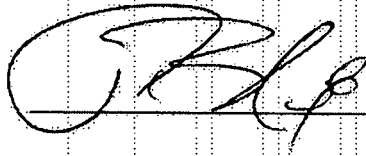
No. 18-L-10

WAL-MART, INC., D/B/A
WAL-MART STORES, INC.,

Defendant

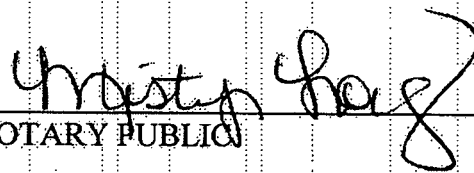
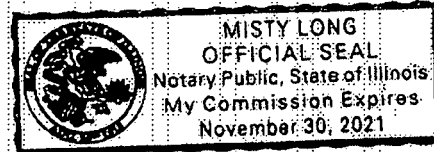
AFFIDAVIT OF DAMAGES
SUPREME COURT RULE 222

The undersigned being first duly sworn upon oath, deposes and states that he is the attorney representing the Plaintiff in the above entitled cause of action seeking money damages or collection of taxes and states that this cause of action does exceed \$50,000.00.



Paul V. Bishop II
Attorney for the Plaintiff

SUBSCRIBED AND SWORN to before
me on this 28 day of Dec., 2018.


NOTARY PUBLIC

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